

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**

**DOCKET NO. 2009- \_\_\_\_\_ - T**

IN RE:

Petition of the Office of Regulatory	)	
Staff for Commission to Order a	)	PETITION OF THE OFFICE OF
Rule to Show Cause as to Why	)	REGULATORY STAFF FOR A RULE TO
The Certificates of Public	)	SHOW CAUSE AS TO WHY
Convenience and Necessity for	)	CERTIFICATES OF PUBLIC
Certain Class E Motor Carriers	)	CONVENIENCE AND NECESSITY
Should Not Be Revoked For Failure	)	SHOULD NOT BE REVOKED
<u>To File Gross Receipts</u>	)	

The Office of Regulatory Staff, by filing this petition, would respectfully show and request of the Commission:

1. That the Public Service Commission of South Carolina (“the Commission”) is a state agency constituted pursuant to the laws of the State of South Carolina with its business offices located in Columbia, South Carolina; that the Commission is responsible for the regulation of motor vehicle carriers operating for compensation as set forth in S.C. Code Ann. §58-23-10 et seq. (Supp. 2008); that the Office of Regulatory Staff (“ORS”) is charged with the duty to protect the public interest pursuant to S.C. Code Ann. §58-4-10, et seq. as enacted by 2004 S.C. Acts 175.

2. That the companies listed in Exhibit A are currently operating as “motor vehicle carriers” as defined in S.C. Code Ann. §58-23-10(4) in that they are incorporated for the purpose of owning, controlling, operating or managing motor propelled vehicles, not usually operated on or over rails, used in the business of transporting persons or property for compensation over improved public highways in this state.

3. That the companies listed in Exhibit A are subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-23-1010 et seq. (Supp. 2008); further, that these companies have submitted themselves to the jurisdiction of the Commission by holding a Certificate of Public Convenience and Necessity as indicated in Exhibit A. See Exhibit A.

4. That the Companies listed in Exhibit A, upon receiving their Certificates of Public Convenience and Necessity, were found to be fit, willing and able to operate as a motor carrier by the Commission; that such authority found the companies were “familiar with all statutes and regulations, including safety regulations, governing for-hire motor carrier operations in South Carolina” and that they “agree to operate in compliance with these statutes and regulations” 26 S.C. Code Regs. 103-133.4.a (Supp. 2008).

5. Pursuant to S.C. Code Ann. §§ 58-3-100, 58-3-540; 58-4-60; and 58-9-370 (Supp. 2008), the public utilities subject to the Commission’s jurisdiction are assessed by the Department of Revenue based on amounts that are certified by the Commission, the review committee, and ORS to be assessed. ORS may require the production of books, records and other information concerning any matter about which the ORS is authorized to inquire or keep itself informed or which it is required to enforce. S.C. Code Ann. § 58-4-55 (Supp. 2008).

6. That, pursuant to S.C. Code Ann. §58-4-10 et seq. (Supp. 2008), beginning January 1, 2005, the Office of Regulatory Staff must represent the public interest of South Carolina before the Commission and has authority to enforce collection of such fees.

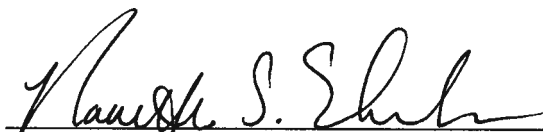
7. That the companies listed in Exhibit A failed to complete and submit gross receipts forms which were due on or before August 31, 2008, and are therefore currently not in compliance with statutes governing the regulation of motor carriers.

8. That “the Commission may at any time, after notice and opportunity to be heard, suspend, revoke, alter, or amend any certificate, if it shall be made to appear that the holder has willfully violated or refused to observe orders, rules, or regulations prescribed by the Commission,



4. Enter a final order revoking the Certificates of Public Convenience and Necessity held by those carriers failing to submit the required gross receipts forms; and

5. For other appropriate action which the Commission may deem necessary.

A handwritten signature in cursive script, appearing to read "Nanette S. Edwards", is written over a horizontal line.

Nanette S. Edwards, Esquire

**Office of Regulatory Staff**

1401 Main Street, Suite 900

Columbia, South Carolina 29201

Telephone: (803) 737-0575

Fax: (803) 737-0895

March 31, 2009  
Columbia, South Carolina

## Exhibit A

Docket No. \_\_\_\_\_

## Rule to Show Cause Transportation Carriers Non-Compliant with Gross Receipts Filing 2008

#	Company Name	DBA	Certificate Type	Address	City	State	Zip	Date Certified	Docket Number	Order Number	Secretary of State Standing
1	Blue Star International Moving & Storage, LP		Class E - HHG	1523 Antioch Church Road	Greenville	SC	29605	7/11/2007	2006-96-T	2006-693	Dissolved 01/27/2009
2	Christopher Collins	dba C & C Moving & Transporting Co.	Class E - HHG	4654 Spruill Avenue	North Charleston	SC	29405	1/9/1992	1991-028-T	1991-805	Not Registered
3	Easy Movers, Inc.		Class E - HHG	11021-C Downs Road	Pineville	NC	28134	2/5/2003	2002-319-T	2003-49	Good Standing
4	Hilton Head Moving & Storage, Inc.		Class E - HHG	18 Buckingham Plantation Drive	Bluffton	SC	29910	4/9/1998	1997-245-T	98-256	Good Standing
5	J.S. McClary	dba McLane Transportation	Class E - HHG	182 Kingsbury Place	Georgetown	SC	29440	12/30/1983	1983-303-T	1983-846	Merged
6	Samuel Redding	dba Redding Moving Systems	Class E - HHG	677 S. Jeffords St.	Florence	SC	29506	4/17/1997	1997-74-T	1997-316	Not Registered
7	Sea Island Bonded Storage, Inc.		Class E - HHG	PO Box 829	Beaufort	SC	29901	9/13/1985	1985-318-T	85-718	Good Standing
8	Sellers Transfer, LLC		Class E - HHG	PO Box 71103	Charleston	SC	29415	5/16/2008	2007-392-T	2008-233	Good Standing
9	Tri-State Motor Transit Co.		Class E - Haz	PO Box 113	Joplin	MO	68401	10/29/1991	1991-327-T	1991-912	Not Registered
10	Units Mobile Transport, Inc.		Class E - HHG	PO Box 80788	Charleston	SC	29416	1/5/2006	2005-184-T	2005-651	Good Standing

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION**  
**OF SOUTH CAROLINA**  
**DOCKET NO. 2009-\_\_-T**

March 30, 2009

IN RE: Petition of the Office of Regulatory	)	
Staff for Commission to Order a	)	
Rule to Show Cause as to Why The	)	
Certificates of Public Convenience	)	AFFIDAVIT OF
and Necessity for Certain Class E	)	DAWN M. HIPPI
Motor Carriers Should Not be	)	
Revoked	)	

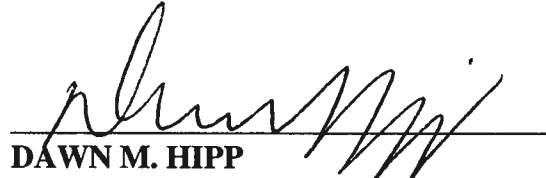
The Affiant, after having been first duly sworn, deposes and states as follows:

- 1) My name is Dawn Hipp and I am employed by the Office of Regulatory Staff ("ORS") as the Director of Telecommunications, Transportation, Water and Wastewater.
- 2) My office is located at 1401 Main Street, Suite 900, Columbia, South Carolina, 29201.
- 3) It is the regular business practice of ORS to maintain certain business records required to be filed by motor carriers that are subject to the jurisdiction of the PSC.
- 4) As a result of my duties and responsibilities, I have knowledge of the manner in which the books and records are kept and of any books or records which are not complete or which are not on file with ORS.
- 5) On March 30, 2009, I examined the business records on file with ORS.
- 6) As a result of that examination, I attest that the Gross Receipts Form has not been filed with ORS by the following motor carriers as of March 30, 2009: (Exhibit A)


**EXHIBIT B**

- 7) I and/or personnel under my direction researched the South Carolina Secretary of State's website in order to determine the corporate status of the business entities listed in Exhibit A of this petition. I attest that, to the best of my knowledge, the corporate statuses of the business entities listed in Exhibit A are accurate.

AND FURTHER THE AFFIANT SAYETH NOT.

  
**DAWN M. HIPPI**  
**Director**  
**Office of Regulatory Staff**  
1401 Main Street, Suite 900  
Columbia, South Carolina 29201

Sworn and subscribed before me  
this 30th day of March, 2009

  
Notary Public for South Carolina  
My Commission Expires: 9/22/2014

**BEFORE**

**THE PUBLIC SERVICE COMMISSION OF**

**SOUTH CAROLINA**

**DOCKET NO. 2009-\_\_\_\_-T**

IN RE:	)	
Petition of the Office of Regulatory Staff	)	<b>CERTIFICATE OF SERVICE</b>
for Commission to Order a Rule To Show	)	
Cause as to Why the Certificates of	)	
Public Convenience and Necessity for Certain	)	
Class E Motor Carriers Should Not Be Revoked	)	
For Failure to File Gross Receipts	)	

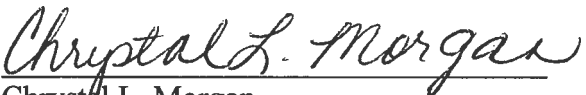
This is to certify that I, Chrystal L. Morgan, an employee with the Office of Regulatory Staff, have this date served one (1) copy of the **PETITION FOR RULE TO SHOW CAUSE** in the above-referenced matter to the person(s) named below by causing said copy to be deposited in the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below:

Blue Star International Moving & Storage, LP 1523 Antioch Church Road Greenville, SC 29605	Christopher Collins dba C & C Moving & Transporting Co. 4654 Spruill Avenue North Charleston, SC 29405
Easy Movers, Inc. 11021-C Downs Road Pineville, NC 28134	Hilton Head Moving & Storage, Inc. 18 Buckingham Plantation Drive Bluffton, SC 29910
J.S. McClary dba McLine Transportation 182 Kingsbury Place Georgetown, SC 29440	Samuel Redding dba Redding Moving Systems 677 S. Jeffords St. Florence, SC 29506
Sea Island Bonded Storage, Inc. PO Box 829 Beaufort, SC 29901	Sellers Transfer, LLC PO Box 71103 Charleston, SC 29415



Tri-State Motor Transit Co. PO Box 113 Joplin, MO 68401	Units Mobile Transport, Inc. PO Box 80788 Charleston, SC 29416
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March 31, 2009  
Columbia, South Carolina

  
Chrystal L. Morgan